

# **EXHIBIT B**

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

IN RE: NATIONAL COLLEGIATE  
ATHLETIC ASSOCIATION ATHLETIC  
GRANT-IN-AID CAP ANTITRUST  
LITIGATION

CASE NO. 14-md-2541-CW  
CASE NO. 14-cv-2758-CW

**STIPULATION AND ~~PROPOSED~~**  
**ORDER REGARDING ADDENDUM TO**  
**STIPULATED PROTECTIVE ORDER**

This Document Relates to:  
ALL ACTIONS

1 All parties, by their respective counsel, hereby agree and stipulate to this proposed  
 2 Addendum to the “Stipulated Protective Order Regarding Confidentiality of Documents and  
 3 Materials” (the “Protective Order”) (Dkt. 189) entered by the Court on January 15, 2015:

4 1. Unless otherwise defined herein, all capitalized terms shall have the meanings  
 5 ascribed to such terms in the Protective Order.

6 2. The Protective Order will recognize a new category of discovery called “Highly  
 7 Confidential NCAA Member Financial Data.” Any party may designate as “Highly Confidential  
 8 NCAA Member Financial Data” (by stamping the relevant page or portion “Highly Confidential  
 9 NCAA Member Financial Data – Lead Counsel Only”) any document, response to discovery, or  
 10 deposition transcript which includes NCAA member institution financial data (including  
 11 summaries or analyses of such data and all identification keys that match member institution  
 12 financial data to member institution names) that the Disclosing Party considers in good faith to  
 13 contain Highly Confidential Information, the disclosure of which to another party or non-party  
 14 would create a substantial risk of serious harm that could not be avoided by less restrictive means.  
 15 Where a document, response to discovery, or deposition transcript consists of more than one page,  
 16 the first page and each page on which Highly Confidential NCAA Member Financial Data appears  
 17 shall be so designated. Highly Confidential NCAA Member Financial Data may only be disclosed  
 18 to those persons set forth in Paragraph 3 below.

19 3. Highly Confidential NCAA Member Financial Data that is designated as such in  
 20 accordance with the terms of the Protective Order and this Addendum shall not be disclosed to any  
 21 person other than the following, and only to the extent necessary to litigate these actions:

22 a. Plaintiffs’ Interim Co-Lead Class Counsel as appointed by the court  
 23 (namely, Winston & Strawn LLP, Hagens Berman Sobol Shapiro LLP and Pearson, Simon &  
 24 Warshaw LLP) (Dkt. 82) and employees of such counsel;

25 b. counsel for Defendants in this litigation, including in-house counsel and co-  
 26 counsel retained for these actions and employees of such counsel, including a Defendant’s in-  
 27 house legal staff;

28 c. consultants or expert witnesses retained for the prosecution or defense of

1 these actions, and anyone assisting said consultants or expert witnesses in connection with these  
2 actions, provided that each such person shall execute a copy of the certification annexed to this  
3 Addendum as Exhibit A before being shown or given any Highly Confidential NCAA Member  
4 Financial Data;

5 d. the original author, addressees, or recipients of the Highly Confidential  
6 NCAA Member Financial Data;

7 e. the Court, court personnel and court reporters;

8 f. persons or entities that provide litigation support services (e.g.,  
9 photocopying; videotaping; translating; preparing exhibits or demonstrations; organizing, storing,  
10 retrieving data in any form or medium; etc.) and their employees and subcontractors, provided that  
11 such persons or entities shall execute a copy of the certification annexed to this Addendum as  
12 Exhibit A before being shown or given any Highly Confidential NCAA Member Financial Data;  
13 and

14 g. witnesses (other than persons described in Paragraph 3(c) above) who  
15 testify at deposition or at trial, provided that (1) the Receiving Party has a good faith belief that  
16 such witness previously had access to or otherwise had obtained knowledge of the Highly  
17 Confidential NCAA Member Financial Data; and (2) such witnesses shall execute a copy of the  
18 certification annexed to this Addendum as Exhibit A before being shown or given any Highly  
19 Confidential NCAA Member Financial Data.

20 4. Except as set forth herein, for purposes of all paragraphs of the Protective Order  
21 except Paragraph 13, Highly Confidential NCAA Member Financial Data will receive the same  
22 treatment under each such paragraph as Highly Confidential – Counsel Only Information.  
23 Without limitation, any challenges or objections concerning the designation of information as  
24 Highly Confidential NCAA Member Financial Data shall be made pursuant to Paragraph 14 of the  
25 Protective Order.

26 5. The parties agree that they will file documents that use Highly Confidential NCAA  
27 Member Financial Data regarding any NCAA institution identified by name (as opposed to an  
28 institution identified by unique identifier) if and only if they have a good faith need to identify the

1 institution by name. The parties further agree that any such filing shall be filed under seal.

2 IT IS SO STIPULATED.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 DATED: July 8, 2015

**HAGENS BERMAN SOBOL SHAPIRO LLP**

2 By: /s/ Steve W. Berman  
3 STEVE W. BERMAN

4 Steve W. Berman  
5 1918 Eighth Avenue, Suite 3300  
6 Seattle, WA 98101  
7 Telephone: (206) 623-7292  
8 steve@hbsslaw.com

9 Jeff D. Friedman (173886)  
10 Jon T. King (205073)  
11 715 Hearst Avenue, Suite 202  
12 Berkeley, CA 94710  
13 Telephone: (510) 725-3000  
14 Facsimile: (510) 725-3001  
15 jefff@hbsslaw.com  
16 jonk@hbsslaw.com

17 Robert Carey  
18 11 W Jefferson St,  
19 Phoenix, AZ 85003  
20 Telephone: (602) 840-5900  
21 Facsimile: (602) 840-3012  
22 rob@hbsslaw.com

23 DATED: July 8, 2015

**PEARSON, SIMON & WARSHAW, LLP**

24 By: /s/ Bruce L. Simon  
25 BRUCE L. SIMON

26 Bruce L. Simon (96241)  
27 Aaron M. Sheanin (214472)  
28 Benjamin E. Shiftan (265767)  
44 Montgomery Street, Suite 2450  
San Francisco, CA 94104  
Telephone: (415) 433-9000  
Facsimile: (415) 433-9008  
bsimon@pswlaw.com  
asheanin@pswlaw.com  
bshiftan@pswlaw.com

*Plaintiffs' Interim Co-Lead Class Counsel*

1  
2 DATED: July 8, 2015

**WINSTON & STRAWN LLP**

3  
4  
5 By: /s/ Jeffrey L. Kessler  
JEFFREY L. KESSLER

6 Jeffrey L. Kessler (*pro hac vice*)  
7 David G. Feher (*pro hac vice*)  
8 David L. Greenspan (*pro hac vice*)  
200 Park Avenue  
New York, NY 10166-4193  
9 Telephone: (212) 294-6700  
Facsimile: (212) 294-4700  
10 *jkessler@winston.com*  
*dfeher@winston.com*  
11 *dgreenspan@winston.com*

12 Derek J. Sarafa (*pro hac vice*)  
WINSTON & STRAWN LLP  
13 Chicago, IL 60601  
Telephone: (312) 558-5600  
14 Fax: (312) 558-5700  
*dsarafa@winston.com*

15 Sean D. Meenan (SBN 260466)  
16 101 California Street  
San Francisco, CA 94111  
17 Telephone: (415) 591-1000  
Facsimile: (415) 591-1400  
18 *smeen@winston.com*

19 *Counsel for Jenkins Plaintiffs*  
*Interim Class Counsel*

20 DATED: July 8, 2015

**PROSKAUER ROSE LLP**

21  
22  
23 By: /s/ Scott P. Cooper  
SCOTT P. COOPER

24 Scott Cooper (SBN 96905)  
25 Jennifer L. Jones (SBN 284624)  
26 Jacquelyn N. Ferry (SBN 287798)  
2049 Century Park East, Suite 3200  
27 Los Angeles, CA 90067  
Telephone: (310) 557-2900  
28 Facsimile: (310) 557-2193

scooper@proskauer.com  
jljones@proskauer.com  
jferry@proskauer.com  
*Attorneys for Defendant Pac-12 Conference*

DATED: July 8, 2015

**MAYER BROWN LLP**

By: /s/ Andrew S. Rosenman  
ANDREW S. ROSENMAN

Andrew S. Rosenman (SBN 253764)  
Britt M. Miller (*pro hac vice*)  
71 South Wacker Drive  
Chicago, IL 60606-4637  
Telephone: (312) 782-0660  
Facsimile: (312) 701-7711  
Email: arosenman@mayerbrown.com  
Email: bmiller@mayerbrown.com

Richard J. Favretto (*pro hac vice*)  
MAYER BROWN LLP  
1999 K Street, N.W.  
Washington, D.C. 20006-1101  
Telephone: (202) 263-3000  
Facsimile: (202) 263-3300  
Email: rfavretto@mayerbrown.com

*Attorneys for Defendant The Big Ten Conference, Inc.*

DATED: July 8, 2015

**ROBINSON BRADSHAW & HINSON**

By: /s/ Robert W. Fuller  
ROBERT W. FULLER

Nathan C. Chase, Jr. (SBN 247526)  
Robert W. Fuller, III (*pro hac vice*)  
Mark W. Merritt (*pro hac vice*)  
Lawrence C. Moore, III (*pro hac vice*)  
Amanda R. Pickens (*pro hac vice*)  
101 N. Tryon St., Suite 1900  
Charlotte, NC 28246  
Telephone: (704) 377-2536  
Facsimile: (704) 378-4000  
Email: nchase@rbh.com



Email: rf fuller@rbh.com  
Email: mmerritt@rbh.com  
Email: lmoore@rbh.com  
Email: apickens@rbh.com

Mark J. Seifert (SBN 217054)  
Robert R. Moore (SBN 113818)  
ALLEN MATKINS LECK GAMBLE MALLORY &  
NATSIS LLP  
Three Embarcadero Center, 12th Floor  
San Francisco, CA 94111  
Telephone: (415) 837-1515  
Facsimile: (415) 837-1516  
Email: mseifert@allenmatkins.com  
Email: rmoore@allenmatkins.com

*Attorneys for Defendant Southeastern Conference*

DATED: July 8, 2015

**SMITH MOORE LEATHERWOOD LLP**

By: /s/ D. Erik Albright  
D. ERIK ALBRIGHT

D. Erik Albright (*pro hac vice*)  
300 North Greene Street, Suite 1400  
Greensboro, NC 27401  
Telephone: (336) 378-5368  
Facsimile: (336) 433-7402  
Email:erik.albright@smithmoorelaw.com

Jonathan P. Heyl (*pro hac vice*)  
101 N. Tryon Street, Suite 1300  
Charlotte, NC 28246  
Telephone: (704) 384-2625  
Facsimile: (704) 384-2909  
Email:jon.hey l@smithmoorelaw.com

Charles LaGrange Coleman, III (SBN 65496)  
HOLLAND & KNIGHT LLP  
50 California Street, Suite 2800  
San Francisco, CA 94111-4624  
Telephone: (415) 743-6900  
Facsimile: (415) 743-6910  
Email: ccoleman@hklaw.com

*Attorneys for Defendant Atlantic Coast Conference*

DATED: July 8, 2015

**POLSINELLI PC**

By: /s/ Leane K. Capps  
LEANE K. CAPPS

Leane K. Capps (*pro hac vice*)  
POLSINELLI PC  
Saint Ann Court  
2501 N. Harwood Street, Suite 1900  
Dallas, TX 75201  
Telephone: (214) 397-0030  
Email: lcapps@polsinelli.com

Mit S. Winter (SBN 238515)  
Amy D. Fitts (*pro hac vice*)  
POLSINELLI PC  
900 W. 48<sup>th</sup> Place, Suite 900  
Kansas City, MO 64112  
Telephone: (816) 753-1000  
Email: mwinter@polsinelli.com  
Email: afitts@polsinelli.com

Wesley D. Hurst (SBN 127564)  
POLSINELLI LLP  
2049 Century Park East, Suite 2300  
Los Angeles, CA 90067  
Telephone: (310) 556-1801  
Email: whurst@polsinelli.com

*Attorneys for Defendants The Big 12 Conference, Inc.  
and Conference USA*

1 DATED: July 8, 2015

**SKADDEN ARPS SLATE MEAGHER & FLOM  
LLP**

2  
3  
4 By: /s/ Karen Hoffman Lent  
KAREN HOFFMAN LENT

5 Raoul D. Kennedy (SBN 40892)  
6 525 University Avenue, Suite 1100  
7 Palo Alto, California 94301  
8 Telephone: (650) 470-4500  
9 Facsimile: (650) 470-4570  
Email: raoul.kennedy@skadden.com

10 Jeffrey Mishkin (*pro hac vice*)  
11 Karen Hoffman Lent (*pro hac vice*)  
12 Four Times Square  
13 New York, NY 10036  
14 Telephone: (212) 735-3000  
Facsimile (212) 735-2000  
Email: jeffrey.mishkin@skadden.com  
Email: anthony.dreyer@skadden.com  
Email: karen.lent@skadden.com

15 *Attorneys for Defendants National Collegiate Athletic*  
16 *Association and Western Athletic Conference*

17 Robert J. Wierenga (SBN 183687)  
18 Gregory L. Curtner (*pro hac vice*)  
19 Kimberly K. Kefalas (*pro hac vice*)  
20 Jacob K. Danziger (SBN 278219)  
21 SCHIFF HARDIN LLP  
22 350 S. Main St., Suite 210  
23 Ann Arbor, MI 48104  
24 Telephone: (734) 222-1500  
Facsimile: (734) 222-1501  
Email: rwierenga@schiffhardin.com  
Email: gcurtner@schiffhardin.com  
Email: kkefalas@schiffhardin.com  
Email: jdanziger@schiffhardin.com

25 *Attorneys for Defendant National Collegiate Athletic*  
26 *Association*

1 DATED: July 8, 2015

**COVINGTON & BURLING LLP**

2  
3 By: /s/ Benjamin C. Block  
4 BENJAMIN C. BLOCK

5 Benjamin C. Block (*pro hac vice*)  
6 1201 Pennsylvania Avenue, N.W.  
7 Washington, DC 20004-2401  
8 Telephone: (202) 662-5205  
9 Facsimile: (202) 778-5205  
10 Email: bblock@cov.com

11 Rebecca A. Jacobs (SBN 294430)  
12 One Front Street  
13 San Francisco, CA 94111-5356  
14 Telephone: (415) 591-6000  
15 Facsimile: (415) 591-6091  
16 Email: rjacobs@cov.com

*Attorneys for American Athletic Conference*

17 DATED: July 8, 2015

**JONES WALKER LLP**

18 By: /s/ Mark A. Cunningham  
19 MARK A. CUNNINGHAM

20 Mark A. Cunningham (*pro hac vice*)  
21 201 St. Charles Avenue  
22 New Orleans, LA 70170-5100  
23 Telephone: (504) 582-8536  
24 Facsimile: (504) 589-8536  
25 Email: mcunningham@joneswalker.com

*Attorneys for Defendant Sun Belt Conference*

26 DATED: July 8, 2015

**WALTER | HAVERFIELD LLP**

27 By: /s/ R. Todd Hunt  
28 R. TODD HUNT

R. Todd Hunt (*pro hac vice*)  
The Tower at Erieview

1301 E. 9<sup>th</sup> Street, Suite 3500  
Cleveland, OH 44114-1821  
Telephone: (216) 928-2935  
Facsimile: (216) 916-2372  
Email: rthunt@walterhav.com

*Attorneys for Defendant Mid-American Conference*

DATED: July 8, 2015

**BRYAN CAVE LLP**

By: /s/ Adam Brezine  
ADAM BREZINE

Adam Brezine (SBN 220852)  
560 Mission Street, 25<sup>th</sup> Floor  
San Francisco, CA 94105  
Telephone: (415) 674-3400  
Facsimile: (415) 675-3434  
Email: adam.brezine@bryancave.com

Richard Young (*pro hac vice*)  
Brent Rychener (*pro hac vice*)  
90 South Cascade Avenue, Suite 1300  
Colorado Springs, CO 80903  
Telephone: (719) 473-3800  
Facsimile: (719) 633-1518  
Email: richard.young@bryancave.com  
Email: brent.rychener@bryancave.com

*Attorneys for Defendant Mountain West Conference*

**ECF ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from each of the other signatories above.

/s/ Karen Hoffman Lent  
Karen Hoffman Lent

1 **PURSUANT TO STIPULATION,**  
2 **IT IS SO ORDERED.**

3 DATED: July 9, 2015

4 

5 \_\_\_\_\_  
6 THE HON. CLAUDIA WILKEN  
7 UNITED STATES DISTRICT JUDGE  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT A**

I, \_\_\_\_\_, state:

1. My address and telephone number are:

2. My present employer and my employer's address are:

3. I have received a copy of the Stipulated Protective Order Regarding Confidentiality of Documents and Materials (the "Protective Order") entered in the case of *In re: National Collegiate Athletic Association Athletic Grant-in-Aid Cap Antitrust Litigation*, in the United States District Court for the Northern District of California, No. 4:14-MD-2541-CW, entered by the Court on January 15, 2015, and the Stipulation and Order Regarding Addendum to Stipulated Protective Order ("Addendum") entered by the Court on \_\_\_\_\_.

4. I have carefully read the Protective Order and Addendum and understand their provisions.

5. I will comply with all the provisions of the Protective Order and Addendum.

6. I will hold in confidence and will not disclose to anyone not qualified under the Protective Order and Addendum any documents designated Confidential, Highly Confidential – Counsel Only or Highly Confidential NCAA Member Financial Data – Lead Counsel Only, and I will use such Confidential Information and/or Highly Confidential – Counsel Only Information and/or Highly Confidential NCAA Member Financial Data only for the allowed purposes stated in the Protective Order and Addendum.

7. I will return all documents that are designated Confidential, Highly Confidential – Counsel Only or Highly Confidential NCAA Member Financial Data – Lead Counsel Only to counsel for the party from whom I obtained such documents.

8. I will submit to the jurisdiction of the United States District Court for the Northern District of California for purposes of the enforcement of the Protective Order and Addendum, and understand that violation of the Protective Order and Addendum can constitute contempt of Court.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

SIGNED \_\_\_\_\_, 201\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name